

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

PUBLIC SERVICES – Panchayat Raj and Rural Development Department – Sri K.Venugopal, the then Executive Engineer, PR, Rajahmundry, EG Dist and now working as Superintending Engineer, APMSIDC, Visakhapatnam - Departmental proceedings under Rule 20 of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules 1991 on the allegations of irregularities in the execution of the work "Providing road from Boduluru to Nukaletiwada via Checkawada & Potlawada under 12th Finance, RIAD" in East Godavari District – Article of charges – Communicated – Orders – Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (Vig.II) DEPARTMENT

G.O.Rt.No. 1001

DATED:22 .06. 2013.

Read the following:

1. From the GA (V&E) Dept., Vigilance Report No.107
(954/V&E/E2/2009-2), dt.17.12.2012
2. From the ENC, PR, Hyd., Lr.No.Vig.II (2)/3159/2013, dt.10.04.2013.

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O R D E R:

It is proposed to hold an enquiry against Sri K.Venugopal, the then Executive Engineer, PR, Rajahmundry, EG Dist and now working as Superintending Engineer, APMSIDC, Visakhapatnam in accordance with the procedure laid down in Rule 20 of the A.P.Civil Services (Classification, Control and Appeal) Rules 1991.

2. The substance of the imputations of misconduct or mis-behaviour in respect of which the enquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A list of documents by which and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure-II & III).
3. Sri K.Venugopal, the then Executive Engineer, PR, Rajahmundry, EG Dist and now working as Superintending Engineer, APMSIDC, Visakhapatnam is directed to submit a written statement of his defence before the disciplinary authority within Ten (10) days of the receipt of this Order.
4. Sri K.Venugopal, the then Executive Engineer, PR, Rajahmundry, EG Dist and now working as Superintending Engineer, APMSIDC, Visakhapatnam is informed that an enquiry will be held only in respect of those article of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.
5. Sri K.Venugopal, the then Executive Engineer, PR, Rajahmundry, EG Dist and now working as Superintending Engineer, APMSIDC, Visakhapatnam is further informed that if he does not submit his written statement of defence on or before the time specified in para-3 above, further action will be processed based on the material available.
6. Attention of Sri K.Venugopal, the then Executive Engineer, PR, Rajahmundry, EG Dist and now working as Superintending Engineer, APMSIDC, Visakhapatnam is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule. 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

P.T.O.

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7. The receipt of G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V. NAGI REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

To

- 1) Sri K.Venugopal, the then Executive Engineer, PR, Rajahmundry, East Godavari Dist and now working as Superintending Engineer, APMSIDC, Visakhapatnam through Engineer-in-Chief, Panchayat Raj, Hyderabad.(We)
- 2) The Engineer-in-Chief, Panchayat Raj, Hyderabad (with a request to serve and return the acknowledged copy and W.S.D).

Copy to:

- 3) The General Administration (V&E) Department.(w.r. to VR No. 107 (954/V&E/E2/09-2, dated 17-12-2012)
- 4) The Secretary to Vigilance Commissioner,
A.P.Vigilance Commission, Hyderabad.
- 5) SF/SC

// FORWARDED BY ORDER//

SECTION OFFICER

ANNEXURE - I

Statement showing the Article of Charges against Sri K. Venugopal, the then Executive Engineer, PR, Rajahmundry, EG Dist and now working as Superintending Engineer, APMSIDC, Visakhapatnam

CHARGE:

That, Sri K.Venugopal, the then Executive Engineer, PR, Rajahmundry, EG Dist and now working as Superintending Engineer, APMSIDC, Visakhapatnam has misused his official position for his personal gain and committed the following allegations of irregularities in the execution of the work "Providing road from Boduluru to Nukaletiwada via Checkawada & Potlawada under 12th Finance, RIAD" resulting loss to the Govt., in contravening the APCS (Conduct) Rules, 1964.

- i. Recommended quotations worth Rs. 1,42,15,248/- for approval of SE, PR, Kakinada.
- ii. Excess payment of Rs. 3,80,550/- was made to the material supplier by allowing rates higher than the approved quotation rates.
- iii. An amount of Rs.2,77,522/- was paid to the material supplier towards 60 Mts of NP3 Class RCC pipes though the same were not supplied.
- iv. Failed to check measure the recordings of the measurements of Earth work excavation, GSB, WBM Grade-II & III layers and failed to insist on testing of material.

BASIS:

The V&E has inspected the work "Providing road from Boduluru to Nukaletiwada via Checkawada & Potlawada under 12th finance, RIAD" and communicated Report No.107(954/V&E/E2/09-2), dt:17-12-12 and observed the following:

The work "Providing road from Boduluru to Nukaletiwada via Checkawada & Potlawada under 12th finance, RIAD" was administratively sanctioned vide G.O.Rt.No.74, PR & RD (Progs.II) Dept., dt:13-03-2007 for Rs.220.00 Lakhs. The same was technically sanctioned vide TSR No.NIL/07-08, dt:30-04-07 for Rs.220.00 Lakhs by the Chief Engineer, PR, RIAD. The Govt., have permitted to execute the work as per Departmental norms vide Govt Memo No.14115/Prog.II(2)/2007-1, dt:04-07-2007.

The V&E has inspected the work and made the following findings:

- The Executive Engineer has recommended quotations worth Rs.1,42,15,248/- for approval of the Superintending Engineer, PR, Kakinada and the SE has placed work order for the same amount without following the stipulated procedure and norms of the Govt in the Departmental execution causing huge loss to the Govt., exchequer.
- Minimum requirements in selection of the material supplier/ labour were not followed, like eligibility of the Contractor in supply of material/labour, registration details and notification in the local papers for supply of material.

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- The quotation of Sri Y.T.V Chalapathi Rao, Material Supplier was approved on 02-02-08 for finished items of Earth work excavation, Gravel Sub-base, supply of NP3 class RCC pipes, WBM Grade-II & III layers. The cost of work order is Rs. 1,42,15,248/- (Rupees one crore forty two lakhs fifteen thousand two hundred and forty eight only). The Executive Engineer has failed to check measure the recordings of the measurements and also failed to insist on testing of material.
- The excess payments made by the Executive Engineer from CC 1st & part bill to CC 5th & part bill is Rs.3,80,550/- to the material supplier by allowing rates higher than the approved quotation rates.
- Rs.2,77,522/- paid to the material supplier towards 60mts. Of NP3 Class RCC pipes though the same were not supplied.
- An amount of Rs.2,83,800/- is proposed as recovery towards deficiency in thickness of WBM Grade-III layer in KM.5, KM.7 & KM.9 and deficiency in GSB thickness in KM.5 & KM.7.
- Oversize of Grade-II & III metal is observed in KM.5 and an amount of Rs.7,208/- is proposed as recovery towards usage of oversize metal.
- BT extraction tests conducted on OGPC+SC samples in KM.7 & KM.9 revealed shortfall of BT content in KM.7 & KM.9 and an amount of Rs.1,27,917/- is proposed as recovery towards shortfall in BT content.

Thus, Sri K.Venugopal, the then Executive Engineer, PR, Rajahmundry has failed to discharge his legitimate duties properly and recommended the quotations worth more than the powers vested with him and allowed excess payments and failed to check measure the records of the measurements and he is responsible for all the lapses and thus his action is in violation of APCS (Conduct) Rules 1964.

Hence, the Charge.

V. NAGI REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

SECTION OFFICER

ANNEXURE II

List of documents for which the articles of charges are proposed to be sustained

Vig & Enforcement Note No.107 (954/V&E/E2/09-2), dt:17-12-2012.

V. NAGI REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

SECTION OFFICER

ANNEXURE III

List of witnesses by whom the articles of charges are proposed to be sustained.

NIL

V. NAGI REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

SECTION OFFICER